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Attorneys for Defendant JOSEPH RUIZ

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH RUIZ,

Defendant.

Case No. 10-CR-00453-RS

**STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE
STATUS/SETTING CONFERENCE**

Date: December 14, 2010

Time: 2:30 p.m.

Judge: Hon. Richard Seeborg

It is hereby stipulated subject to the Court's confirming Order that the Status/Setting Conference currently scheduled for December 14, 2010 shall be continued one week to December 21, 2010 at 2:30 p.m. Counsel for the government and for the defense request the additional time so that they may continue discussions about resolving the case.

At the hearing on December 21, 2010, the parties agree that they will either be prepared to proceed with a resolution or be ready to set the matter for trial.

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1 IT IS SO STIPULATED.

2 K&L GATES LLP

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4 Dated: December 9, 2010

By: /s/ Jeffrey L. Bornstein

5 Jeffrey L. Bornstein
6 Mikal J. Condon
7 Attorneys for Defendant JOSEPH RUIZ

8 UNITED STATES ATTORNEY'S OFFICE

9 Dated: December 9, 2010

By: /s/ William Frentzen

10 William Frentzen
11 Attorneys for Plaintiff UNITED STATES OF
12 AMERICA

13 **ECF ATTESTATION**

14 I, Jeffrey L. Bornstein, attest that concurrence in e-filing this **STIPULATION AND**
15 **[PROPOSED] ORDER TO CONTINUE STATUS/SETTING CONFERENCE** has been
16 obtained from signatory William Frentzen, in compliance with General Order 45, X.B.

17 K&L GATES LLP

18
19 Dated: December 9, 2010

By: /s/ Jeffrey L. Bornstein

20 Jeffrey L. Bornstein
21 Mikal J. Condon
22 Attorneys for Defendant JOSEPH RUIZ

1 ~~PROPOSED~~ ORDER

2
3 FOR GOOD CAUSE SHOWN, IT IS HEREBY ORDERED that the Status/Setting
4 Conference currently scheduled for December 14, 2010 shall be continued to December 21, 2010 at
5 2:30 p.m.

6 THE COURT FURTHER FINDS that the time between December 14, 2010 and December
7 21, 2010 shall be excluded under the Speedy Trial Act for further preparation of counsel and in light
8 of the continued discussions between the government and defense counsel regarding the further
9 handling of this matter.

10 IT IS SO ORDERED.

11
12 Dated: 12/9/10

13 By:



14 Honorable Richard Seeborg
15 United States District Court Judge
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